



**BEFORE THE PUBLIC UTILITIES COMMISSION OF
THE STATE OF CALIFORNIA**

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Order Instituting Rulemaking to Promote Policy)
and Program Coordination and Integration in) Rulemaking 04-04-003
Electric Utility Resource Planning)
)

**COMMENTS OF THE UTILITY REFORM NETWORK
ON THE PROPOSED DECISION OF ALJ WETZELL**

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December 4, 2006

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Senior Attorney

COMMENTS OF TURN ON THE PROPOSED DECISION

Pursuant to Article 14 of this Commission’s revised Rules of Practice and Procedure, The Utility Reform Network (TURN) hereby submits its comments on the November 14, 2006 Proposed Decision (PD) of Administrative Law Judge (ALJ) Wetzell addressing various petitions for modification of Decision No. (D.) 05-10-042 in this proceeding.

TURN generally supports the PD, as it reaches a reasonable resolution of the various issues presented for the Commission’s consideration. TURN does wish to comment, however, on Section 3.12 of the PD, which addresses the “real-time obligation” for Resource Adequacy (RA) import products. TURN has reviewed a prior draft of the comments submitted today by Powerex regarding this issue, and believes that those comments present a significant issue that requires careful consideration by this Commission and the CAISO.

As the PD notes at page 22, TURN initially supported the proposal by Southern California Edison Company (SCE) to exempt import RA resources from the real-time availability requirement. However, that position was based on the fact, cited in the PD at the top of page 22, that “other control areas do not regularly provide for schedule changes in real time, and instead require hour-ahead schedule changes for imports and exports.” TURN’s support of the SCE petition was premised on the assumption that, while import products (except for units dynamically scheduled with the CAISO) could not adjust their schedules *within the operating hour*, they would nonetheless remain available for hour-ahead “prescheduling” in a manner consistent with the treatment of real-time bids by import products today.

Powerex presents a different interpretation of the effect of granting the SCE petition. According to Powerex, the prescheduling process *IS* the manner in which imports participate in the CAISO real-time market, such that the granting of SCE’s petition would eliminate any

requirement for import RA products to participate in the CAISO's Hour Ahead Scheduling Process (HASP) under MRTU. If this is indeed the intent of the PD, TURN believes that more careful consideration of this issue is required. If this is NOT the PD's intent, then the text should be modified to make it clear that import RA products will still be required to participate in the HASP and remain subject to hour-ahead prescheduling, and will be exempted *only* from the obligation to make scheduling adjustments within the operating hour (unless they are dynamically scheduled with the CAISO).

TURN is uncertain whether the SCE petition and the PD *intended* to exempt import RA products from ANY day-of-delivery obligation in the HASP if the import is not committed through the RUC process day-ahead. TURN defers to the CAISO with respect to whether such an exemption would be prudent. If the CAISO believes that the RUC process is sufficient to assure the availability of adequate imports in real time, TURN would not take exception. However, if the CAISO believes that it requires access to import RA products in the HASP in order to maintain reliable grid operations, this Commission should give careful consideration to the CAISO's views.

In summary, TURN urges this Commission to take a second look at Section 3.12 of the PD, and make sure that its intentions with respect to the "day-of" availability of import RA products are clearly spelled out in the text of the decision.

Respectfully submitted,

THE UTILITY REFORM NETWORK

December 4, 2006

By: _____ /s/ _____

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CERTIFICATE OF SERVICE

I, Cory Oberdorfer, certify under penalty of perjury under the laws of the State of California that the following is true and correct:

I served the attached:

**COMMENTS OF THE UTILITY REFORM NETWORK
ON THE PROPOSED DECISION OF ALJ WETZELL**

by sending said document by electronic mail to each of the parties on the attached Service List to **R.04-04-003**.

Executed this December 4, 2006, in San Francisco, California.

/s/

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CALIFORNIA PUBLIC UTILITIES COMMISSION

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Proceeding: R0404003 - CPUC - PG&E, EDISON,

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